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**OFFICE OF PETITIONS**

In re Application of  
Marc Delvaux  
Application No. 09/963,771  
Filed: September 26, 2001  
Attorney Docket No. 60705-1920

:  
: DECISION GRANTING  
: PETITION  
:  
:

This is a decision on the petition under 37 CFR 1.10, filed February 19, 2000, requesting that the above-identified application be accorded a filing date of September 26, 2001, rather than the presently accorded filing date of September 27, 2001.

Petitioner alleges that the application was deposited in Express Mail service on September 26, 2001. In support of the allegation, the petition is accompanied by a copy of Express Mail label No. EL891536552US. Although the "date-in" indicated on the Express Mail label is September 27, 2001, the label also contains a United States Postal Service (USPS) stamp of September 26, 2001. The same Express Mail label number was placed on the original application papers located in the official file.

In view of the above, the petition is **granted**. No petition fee is necessary.

This application file will be forwarded to the Office of Initial Patent Examination for correction of the filing date to **September 26, 2001**, and mailing of a corrected filing receipt.

Telephone inquiries should be directed to the undersigned at (703) 306-5589.

*Christina Tartera Donnell*

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